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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Richard C. Gunderson Confirmation No.: 1209  
Serial No.: 10/749,499 Examiner: Unknown  
Filing Date: December 29, 2003 Group Art Unit: 3763  
Docket No.: 1001.1733101 Customer No.: 28075  
For: MEDICAL DEVICE WITH MODIFIED MARKER BAND

***TRANSMITTAL SHEET***

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE UNDER 37 C.F.R. § 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450  
on this 9th day of June 2005.

By

*David M. Crompton*

David M. Crompton

We are transmitting herewith the attached:

- ☐ Amendment  
☐ No additional claim fee required ☐ The claim fee has been calculated as shown:

CLAIMS AS AMENDED							
				SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X 25 =	\$	X 50 =	\$
INDEPENDENT CLAIMS	-	=		X 100 =	\$	X 200 =	\$
( ) FIRST MULTIPLE DEPENDENT CLAIM				+ 180 =	\$	+ 360 =	\$
TOTAL				\$		\$	

- ☐ Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.

[ ] A check in the amount of \$ \_\_\_\_\_ is enclosed. Itemization:

Fee Code \_\_\_\_\_ \$

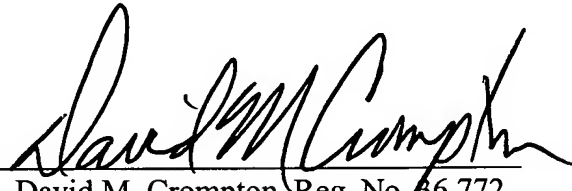
Fee Code \_\_\_\_\_ \$

Fee Code \_\_\_\_\_ \$

[XX] Other: INFORMATION DISCLOSURE STATEMENT, FORM PTO-1449, AND 1 CITED FOREIGN REFERENCE.

[XX] Return Receipt Postcard (MPEP 503).

[XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:   
David M. Crompton, Reg. No. 36,772

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PATENT

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INFORMATION DISCLOSURE STATEMENT

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By

David M. Crompton

Dear Sir:

Pursuant to the obligations of candor and good faith imposed by 37 C.F.R. § 1.56, the documents listed on the attached PTO-1449 are hereby disclosed.

In accordance with 37 C.F.R. § 1.98(a)(2), a copy of each non-U.S. patent/publication document or other information listed on the enclosed Form PTO-1449 is provided.

No representation is intended to be made hereby that any of the cited references establishes, by itself or in combination with other information, a prima facie case of unpatentability of any claim of the present case.

Respectfully submitted,

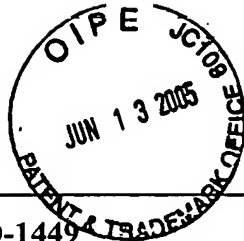
Richard C. Gunderson

By his Attorney,

Date:

6/9/05

David M. Crompton, Reg. No. 76,772  
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<b>FORM PTO-1449</b>		Atty. Docket No.: 1001.1733101	Serial No.: 10/749,499
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT		Applicant: Richard C. Gunderson	
		Confirmation No.: 1209	
		Filing Date: December 29, 2003	Group Art: 3763

### U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Filing Date If Appropriate
AA	2002/095205 A1	07/18/2002	Edwin et al.	

### FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Translation Yes No
AB	EP 0 303 487 A2	02/15/1989	Europe	

### OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.